

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

FILED
No. 01S01-9711-BC-00249
December 7, 1998
Cecil W. Crowson
Appellate Court Clerk

BAPTIST HOSPITAL; EAST)
TENNESSEE CHILDREN'S)
HOSPITAL; ERLANGER MEDICAL)
CENTER; FORT SANDERS)
REGIONAL MEDICAL CENTER;)
HOLSTON VALLEY HOSPITAL AND)
MEDICAL CENTER; JOHNSON CITY)
MEDICAL CENTER HOSPITAL;)
LE BONHEUR CHILDREN'S MEDICAL)
CENTER; MAURY REGIONAL)
HOSPITAL; METHODIST HOSPITALS)
OF MEMPHIS; REGIONAL MEDICAL)
CENTER OF MEMPHIS; SAINT)
MARY'S MEDICAL CENTER; AND)
VANDERBILT UNIVERSITY MEDICAL)
CENTER,)
)
)
PLAINTIFFS/APPELLANTS,)
)
v.)
)
TENNESSEE DEPARTMENT OF)
HEALTH, AND TENNESSEE)
DEPARTMENT OF FINANCE)
AND ADMINISTRATION,)
)
)
DEFENDANTS/APPELLEES.)

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Tennessee Claims Commission
No. 404692

AFFIRMED AS MODIFIED

J U D G M E N T

This cause came on to be heard upon the record on appeal from the Court of Appeals, briefs and argument of counsel; and upon consideration thereof, this Court is of the opinion that the Tennessee Claims Commission lacks jurisdiction to invalidate or amend a state Medicaid regulation or contract.

In accordance with the opinion filed herein, it is, therefore, ORDERED AND ADJUDGED by this Court that the judgment of the Court of Appeals reversing the trial court be and the same is hereby affirmed as modified.

The costs of this appeal are taxed to the plaintiffs for which execution may issue if necessary.